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Marine Resources.

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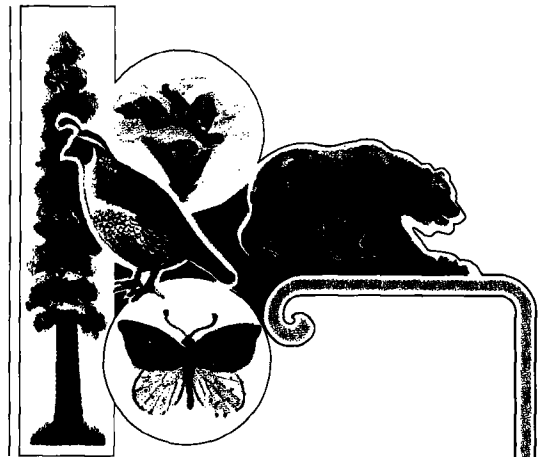
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# State of California

OFFICE OF THE SECRETARY OF STATE



June 19, 1990

TO: All County Clerks/Registrars of Voters (90118)

Pursuant to Section 3523 of the Elections Code, I hereby certify that on June 19, 1990, the certificates received from the County Clerks or Registrars of Voters by the Secretary of State established that the Initiative Constitutional Amendment, MARINE RESOURCES., has been signed by the requisite number of qualified electors needed to declare the petition sufficient. The MARINE RESOURCES. INITIATIVE CONSTITUTIONAL AMENDMENT. is, therefore, qualified for the November 6, 1990 General Election.

**MARINE RESOURCES. INITIATIVE CONSTITUTIONAL AMENDMENT.** Establishes Marine Protection Zone within three miles of coast of Southern California. Commencing January 1, 1994, prohibits use of gill or trammel nets in zone. Between January 1, 1991 and December 31, 1993 requires additional permit for use of gill nets or trammel nets in zone. Requires purchase of \$3 marine protection stamp for fishermen in zone. Establishes permit fees and \$3 sportfishing marine protection stamp fee to provide compensation to fishermen for loss of permits after January 1, 1994. Directs Fish and Game Commission to establish four new ocean water ecological reserves for marine research. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Required fees and additional permits would result in total revenue of up to \$4.9 million to the Marine Resources Protection Account by 1995. Compensation for compliance with January 1, 1994 prohibition on the use of gill nets and trammel nets estimated to be a \$3.4 million one-time cost. New enforcement costs of \$1.5 million annually could result. Annual loss of less than \$100,000 from reduced fishing license, permit, and tax revenues likely to result.

IN WITNESS WHEREOF, I hereunto  
set my hand and affix the Great  
Seal of the State of California  
this 19th day of June, 1990.



*March Fong Eu*

MARCH FONG EU  
Secretary of State



Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

ELECTIONS DIVISION  
(916) 445-0820

For Hearing and Speech Impaired  
Only:  
(800) 833-8683

#485

December 7, 1989

**TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (8986)**

Pursuant to Section 3513 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

**MARINE RESOURCES.  
INITIATIVE CONSTITUTIONAL AMENDMENT.**

**Circulating and Filing Schedule**

1. Minimum number of signatures required.....595,485  
Cal. Const., Art. II, Sec. 8(b).
2. Official Summary Date .....Thursday, 12/7/89  
Elec. C., Sec. 3513.
3. Petition Sections:
  - a. First day Proponent can circulate Sections for  
signatures.....Thursday, 12/7/89  
Elec. C., Sec. 3513.
  - b. Last day Proponent can circulate and file with  
the county. All sections are to be filed at  
the same time within each  
county.....Monday, 5/7/90\*+  
Elec. C., Secs. 3513, 3520(a)
  - c. Last day for county to determine total number of  
signatures affixed to petition and to transmit total  
to the Secretary of State.....Monday, 5/14/90

(If the Proponents file the petition with the county on a date prior to 5/7/90, the county has five working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., Sec. 3520(b).

\* Date adjusted for official deadline which falls on Sunday. Elec. C., Sec. 60.

+ NOTE TO PROPONENTS WHO WISH TO QUALIFY FOR THE NOVEMBER 6, 1990 GENERAL ELECTION: The law allows approximately 107 days for county election officials to check and report petition signatures and transmit results. The law also requires that this process be completed 131 days before the election in which the people will vote on the initiative. It is possible that the county may not need precisely 107 days. However, if you want to be sure that this initiative qualifies for the November 6, 1990 General Election, you should file this petition with the county before March 23, 1990.

- d. Secretary of State determines whether the total number of signatures filed with all county clerks meets the minimum number of required signatures, and notifies the counties  
.....Wednesday, 5/23/90\*\*
- e. Last day for county to determine total number of qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State  
.....Thursday, 6/14/90
- (If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 5/14/90, the last day is no later than the fifteenth day after the county's receipt of notification.)  
Elec. C., Sec. 3520(d), (e).
- f. If the signature count is more than 655,033 or less than 565,711, then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 565,711 and 655,033 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures  
.....Sunday, 6/24/90\*\*
- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State.....Monday, 8/6/90
- (If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 6/14/90, the last day is no later than the thirtieth working day after county's receipt of notification.)  
Elec. C., Sec. 3521(b), (c).
- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient  
.....Friday, 8/10/90

\*\*Date varies based on receipt of county certification.

4. The Proponent of the above-named measure is:

Doris Allen  
Post Office Box 2323  
Cypress, California 90630

5. Important Points:

- (a) California law prohibits the use of signatures, names and addresses gathered on Initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fund raising or requests for support. Any such misuse constitutes a crime under California law. Elections Code section 29770; *Bilofsky v. Deukmejian* (1981) 123 Cal.App. 3d 825, 177 Cal.Rptr. 621; 63 Ops. Cal.Atty.Gen. 37 (1980).
- (b) Please refer to Elections Code section 44, 3501, 3507, 3508, 3517, and 3519 for appropriate format and type consideration in printing, typing, and otherwise preparing your initiative petition for circulation and signatures. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- (c) Your attention is directed to the campaign disclosure requirements of the Political Reform Act of 1974, Government Code section 81000 et seq.
- (d) When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- (e) When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- (f) When filing the petition with the county elections official, please provide a blank petition for elections official use.

Sincerely,



CAREN DANIELS-MEADE  
Chief, Elections Division

Attachment: POLITICAL REFORM ACT OF 1974 REQUIREMENTS

Date: December 7, 1989  
File No: SA 89 RF 0029

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

**MARINE RESOURCES. INITIATIVE CONSTITUTIONAL AMENDMENT.**

Establishes Marine Protection Zone within three miles of coast of Southern California. Commencing January 1, 1994, prohibits use of gill or trammel nets in zone. Between January 1, 1991 and December 31, 1993 requires additional permit for use of gill nets or trammel nets in zone. Requires purchase of \$3 marine protection stamp for fishermen in zone. Establishes permit fees and \$3 sportfishing marine protection stamp fee to provide compensation to fishermen for loss of permits after January 1, 1994. Directs Fish and Game Commission to establish four new ocean water ecological reserves for marine research. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Required fees and additional permits would result in total revenue of up to \$4.9 million to the Marine Resources Protection Account by 1995. Compensation for compliance with January 1, 1994 prohibition on the use of gill nets and trammel nets estimated to be a \$3.4 million one-time cost. New enforcement costs of \$1.5 million annually could result. Annual loss of less than \$100,000 from reduced fishing license, permit, and tax revenues likely to result.

JOHN K. VAN DE KAMP  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511  
P.O. BOX 944255  
SACRAMENTO 94244-2550  
(916) 445-9555

December 7, 1989

(916) 324-5508

Honorable March Fong Eu  
Secretary of State  
1230 J Street  
Sacramento, CA 95814

**FILED**  
In the office of the Secretary of State  
of the State of California

DEC - 7 1989

Dear Mrs. Eu:

MARCH FONG EU, Secretary of State

By *L. Whitcomb*  
Deputy

Initiative Title and Summary  
Subject: MARINE RESOURCES.

INITIATIVE CONSTITUTIONAL AMENDMENT.

Our File No. SA 89 RF 0029

Pursuant to the provisions of sections 3503 and 3513 of the Elections Code, you are hereby notified that on this day we mailed to the proponent of the above-identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of mailing.

Very truly yours,

JOHN K. VAN DE KAMP  
Attorney General

*Mary Whitcomb*

MARY WHITCOMB  
Initiative Coordinator

MW:rjm

Enclosures

JOHN K. VAN DE KAMP  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511  
P.O. BOX 944255  
SACRAMENTO 94244-2550  
(916) 445-9555

December 7, 1989

(916) 324-5508

Doris Allen  
Post Office Box 2323  
Cypress, California 90630

Dear Ms. Allen:

Initiative Title and Summary  
Subject: MARINE RESOURCES.  
INITIATIVE CONSTITUTIONAL AMENDMENT.  
Our File No. SA 89 RF 0029

Pursuant to your request, we have prepared the attached title and summary of the chief purposes and points of the above-identified proposed initiative. A copy of our letter to the Secretary of State, as required by Elections Code sections 3503 and 3513, our declaration of mailing, and the text of your proposal that was considered is attached.

The Secretary of State will be sending you shortly a copy of the circulating and filing schedule for your proposal that will be issued by that office.

Please send us a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file in this matter.

Very truly yours,

JOHN K. VAN DE KAMP  
Attorney General

*Mary Whitcomb*  
MARY WHITCOMB  
Initiative Coordinator

MW:rjm  
Enclosures



DECLARATION OF MAILING

The undersigned Declarant states as follows:

I am over the age of 18 years and not a proponent of the within matter; my place of employment and business address is 1515 K Street, Suite 511, Sacramento, California 95814.

On the date shown below, I mailed a copy or copies of the attached letter to the proponents, by placing a true copy thereof in an envelope addressed to the proponent named below at the address indicated, and by sealing and depositing said envelope or envelopes in the United States mail at Sacramento, California, with postage prepaid. There is delivery service by United States mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed.

Date of Mailing: December 7, 1989

Subject: MARINE RESOURCES.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

Our File No.: SA 89 RF 0029

Name of Proponent and Address:

Doris Allen  
Post Office Box 2323  
Cypress, California 90630

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California, on: December 7, 1989.

  
ROBERTA MELTON  
Declarant

SA89RF0029  
Amendment #1

RECEIVED  
OCT 24 1989

October 24, 1989

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

The Honorable John K. Van de Camp  
Attorney General, State of California  
1515 K Street, Suite 511  
Sacramento, CA 94244

Dear Attorney General:

Enclosed please find substantive amendments to the proposed initiative I presented to your office on October 17.

The Amendments include minor changes in the Preamble and will make this proposal a Constitutional Amendment. Additional amendments are in Section 13 of the proposal and serve to clarify the minimum and maximum fines to be assessed for violation of this article.

As previously stated, I am registered to vote at 4133 Larwin, Cypress, California 90630.

Correspondence regarding this proposal should be directed to me at the following address: P.O. Box 2323, Cypress, California 90630.

Thank you for your attention to these amendments.

Sincerely,



DORIS ALLEN

The people of California find and declare that:

The marine resources of the State of California belong to all of the people of the state and should be conserved and managed for the benefit of all users and people concerned with their diversity and abundance for present and future generations' use, needs and enjoyment. Current state laws allow the use of indiscriminate and destructive gear types (gill nets and trammel nets) for the commercial take of fish in our nearshore waters that entangle thousands of mammals (whales, dolphins, sea otters, sea lions, porpoise, etc.) sea birds and hundreds of thousands of non-targeted fish annually. These indiscriminate gear types result in the tragic death of many non-targeted species unfortunate enough to be caught in them. It has been reported that seventy-two (72) percent of what is entangled and caught in a gill net or trammel net is unmarketable, and it is returned to the ocean dead or near dead, thereby depleting our ocean resources at an accelerated rate.

In order to restore and maintain our ocean resources, increased scientific and biological research and reliable data collection is urgently needed to provide credible information as to the long-term protection and management of the mammal and fish populations in our coastal waters. Therefore, the law governing the use of gill nets and trammel nets in our coastal waters, as well as law establishing ecological reserves for scientific and biological studies and data collection to ensure abundant ocean resources should be permanently established as follows:

#### Marine Resources Protection Act Of 1990

Amendment to the California Constitution adding Article XB as follows:

SECTION 1. This article shall be known and may be cited as the Marine Resources Protection Act of 1990.

SEC. 2. (a) "District" means a fish and game district as defined in the Fish and Game Code by statute on January 1, 1990.

(b) Except as specifically provided in this article, all references to Fish and Game Code sections, articles, chapters, parts, and divisions are defined as those statutes in effect on January 1, 1990.

(c) "Ocean waters" means the waters of the Pacific Ocean regulated by the state.

(d) "Zone" means the Marine Resources Protection zone established pursuant to this article. The zone consists of the following:

(1) In waters less than 70 fathoms or within one mile, whichever is less, around the Channel Islands consisting of the Islands of San Miguel, Santa Rosa, Santa Cruz, Anacapa, San Nicolaus, Santa Barbara, Santa Catalina, and San Clemente.

(2) The area within three nautical miles offshore of the mainland coast, and the area within three nautical miles off any

manmade breakwater, between a line extending due west from Point Arguello and a line extending due west from the Mexican border.

(3) In waters less than 35 fathoms between a line running 180 degrees true from Point Fermin and a line running 270 degrees true from the south jetty of Newport Harbor.

SEC. 3. (a) From January 1, 1991, to December 31, 1993, inclusive, gill nets or trammel nets may only be used in the zone pursuant to a nontransferable permit issued by the Department of Fish and Game pursuant to Section 5.

(b) On and after January 1, 1994, gill nets and trammel nets shall not be used in the zone.

SEC. 4. (a) Notwithstanding any other provision of law, gill nets and trammel nets may not be used to take any species of rockfish.

(b) In ocean waters north of Point Arguello on and after the effective date of this article, the use of gill nets and trammel nets shall be regulated by the provisions of Article 4 (commencing with Section 8660), Article 5 (commencing with Section 8680) and Article 6 (commencing with Section 8720) of Chapter 3 of Part 3 of Division 6 of the Fish and Game Code, or any regulation or order issued pursuant to these articles, in effect on January 1, 1990, except that as to Sections 8680, 8681, 8681.7, and 8682, and subdivisions (a) through (f), inclusive of Section 8681.5 of the Fish and Game Code, or any regulation or order issued pursuant to these sections, the provisions in effect on January 1, 1989, shall control where not in conflict with other provisions of this article, and shall be applicable to all ocean waters. Notwithstanding the provisions of this section, the Legislature shall not be precluded from imposing more restrictions on the use and/or possession of gill nets or trammel nets. The Director of the Department of Fish and Game shall not authorize the use of gill nets or trammel nets in any area where the use is not permitted even if the director makes specified findings.

SEC. 5. The Department of Fish and Game shall issue a permit to use a gill net or trammel net in the zone for the period specified in subdivision (a) of Section 3 to any applicant who meets both of the following requirements:

(a) Has a commercial fishing license issued pursuant to Sections 7850-7852.3 of the Fish and Game Code.

(b) Has a permit issued pursuant to Section 8681 of the Fish and Game Code and is presently the owner or operator of a vessel equipped with a gill net or trammel net.

SEC. 6. The Department of Fish and Game shall charge the following fees for permits issued pursuant to Section 5 pursuant to the following schedule:

Calendar Year	Fee
1991	\$ 250
1992	500
1993	1,000

SEC. 7. (a) Within 90 days after the effective date of this section, every person who intends to seek the compensation provided in subdivision (b) shall notify the Department of Fish

and Game, on forms provided by the department, of that intent. Any person who does not submit the form within that 90-day period shall not be compensated pursuant to subdivision (b). The department shall publish a list of all persons submitting the form within 120 days after the effective date of this section.

(b) After July 1, 1993, and before January 1, 1994, any person who holds a permit issued pursuant to Section 5 and operates in the zone may surrender that permit to the department and agree to permanently discontinue fishing with gill or trammel nets in the zone, for which he or she shall receive, beginning on July 1, 1993, a one time compensation which shall be based upon the average annual ex vessel value of the fish other than any species of rockfish landed by a fisherman, which were taken pursuant to a valid general gill net or trammel net permit issued pursuant to Sections 8681 and 8682 of the Fish and Game Code within the zone during the years 1983 to 1987, inclusive. The department shall verify those landings by reviewing logs and landing receipts submitted to it. Any person who is denied compensation by the department as a result of the department's failure to verify landings may appeal that decision to the Fish and Game Commission.

(c) The State Board of Control shall, prior to the disbursement of any funds, verify the eligibility of each person seeking compensation and the amount of the compensation to be provided in order to ensure compliance with this section.

(d) Unless the Legislature enacts any required enabling legislation to implement this section on or before July 1, 1993, no compensation shall be paid under this article.

SEC. 8. (a) There is hereby created the Marine Resources Protection Account in the Fish and Game Preservation Fund. On and after January 1, 1991, the Department of Fish and Game shall collect any and all fees required by this article. All fees received by the department pursuant to this article shall be deposited in the account and shall be expended or encumbered to compensate persons who surrender permits pursuant to Section 7 or to provide for administration of this article. All funds received by the department during any fiscal year pursuant to this article which are not expended during that fiscal year to compensate persons as set forth in Section 7 or to provide for administration of this article shall be carried over into the following fiscal year and shall be used only for those purposes. All interest accrued from the department's retention of fees received pursuant to this article shall be credited to the account. The accrued interest may only be expended for the purposes authorized by this article. The account shall continue in existence, and the requirement to pay fees under this article shall remain in effect, until the compensation provided in Section 7 has been fully funded or until January 1, 1995, whichever occurs first.

(b) An amount, not to exceed 15 percent of the total annual revenues deposited in the account excluding any interest accrued or any funds carried over from a prior fiscal year may be expended for the administration of this article.

(c) In addition to a valid California sportfishing license issued pursuant to sections 7149, 7149.1 or 7149.2 of the Fish

and Game Code and any applicable sport license stamp issued pursuant to the Fish and Game Code, a person taking fish from ocean waters south of a line extending due west from Point Arguello for sport purposes shall have permanently affixed to that person's sportfishing license a marine resources protection stamp which may be obtained from the department upon payment of a fee of three dollars (\$3). This subdivision does not apply to any one-day fishing license.

(d) In addition to a valid California commercial passenger fishing boat license required by Section 7920 of the Fish and Game Code, the owner of any boat or vessel who, for profit, permits any person to fish from the boat or vessel in ocean waters south of a line extending due west from Point Arguello, shall obtain and permanently affix to the license a commercial marine resources protection stamp which may be obtained from the department upon payment of a fee of three dollars (\$3).

(e) The department may accept contributions or donations from any person who wishes to donate money to be used for the compensation of commercial gill net and trammel net fishermen who surrender permits under this article.

(f) This section shall become inoperative on January 1, 1995.

SEC. 9. Any funds remaining in the Marine Resources Protection Account in the Fish and Game Preservation Fund on or after January 1, 1995, shall, with the approval of the Fish and Game Commission, be used to provide grants to colleges, universities and other bonafide scientific research groups to fund marine resource related scientific research within the ecological reserves established by Section 14 of this act.

SEC. 10. On or before December 31 of each year, the Director of Fish and Game shall prepare and submit a report to the Legislature regarding the implementation of this article including an accounting of all funds.

SEC. 11. It is unlawful for any person to take, possess, receive, transport, purchase, sell, barter, or process any fish obtained in violation of this article.

SEC. 12. To increase the state's scientific and biological information on the ocean fisheries of this state, the Department of Fish and Game shall establish a program whereby it can monitor and evaluate the daily landings of fish by commercial fishermen who are permitted under this article to take these fish. The cost of implementing this monitoring program shall be borne by the commercial fishing industry.

SEC. 13. (a) The penalty for a first violation of the provisions of sections 3 and 4 of this article is a fine of not less than one thousand dollars (\$1,000) and not more than five thousand dollars (\$5,000) and a mandatory suspension of any license, permit or stamp to take, receive, transport, purchase, sell, barter or process fish for commercial purposes for six months. The penalty for a second or subsequent violation of the provisions of sections 3 and 4 of this article is a fine of not less than two thousand five hundred dollars (\$2,500) and not more than ten thousand dollars (\$10,000) and a mandatory suspension of any license, permit or stamp to take, receive, transport,

purchase, sell, barter, or process fish for commercial purposes for one year.

(b) Notwithstanding any other provisions of law, a violation of Section 8 of this article shall be deemed a violation of the provisions of Section 7145 of the Fish and Game Code and the penalty for such violation shall be consistent with the provisions of Section 12002.2 of said code.

(c) If a person convicted of a violation of Section 3, 4, or 8 of this article is granted probation, the court shall impose as a term or condition of probation, in addition to any other term or condition of probation, that the person pay at least the minimum fine prescribed in this section.

SEC. 14. Prior to January 1, 1994, the Fish and Game Commission shall establish four new ecological reserves in ocean waters along the mainland coast. Each ecological reserve shall have a surface area of at least two square miles. The commission shall restrict the use of these ecological reserves to scientific research relating to the management and enhancement of marine resources.

SEC. 15. This article does not preempt or supersede any other closures to protect any other wildlife, including sea otters, whales, and shorebirds.

SEC. 16. If any provision of this article or the application thereof to any person or circumstances is held invalid, that invalidity shall not affect other provisions or applications of this article which can be given effect without the invalid provision or application, and to this end the provisions of this article are severable.



Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

ELECTIONS DIVISION  
(916) 445-0820

For Hearing and Speech Impaired  
Only:  
(800) 833-8683

June 19, 1990

Mr. Darryl White  
Secretary of the Senate  
State Capitol, Room 3044  
Sacramento, California 95814

Dear Mr. White:

Pursuant to Section 3523.1 of the Elections Code as added by SB 1412 (Chapter 642, Statutes of 1980), I am hereby transmitting to you two (2) copies of the initiative entitled: MARINE RESOURCES. INITIATIVE CONSTITUTIONAL AMENDMENT. This initiative has qualified for the November 6, 1990 General Election.

Sincerely,

*March Fong Eu*

MARCH FONG EU  
Secretary of State

MFE/bl/cb

Enclosures







Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

ELECTIONS DIVISION  
(916) 445-0820

For Hearing and Speech Impaired  
Only:  
(800) 833-8683

June 19, 1990

Mr. R. Brian Kidney  
Office of the Chief Clerk  
State Capitol, Room 3196  
Sacramento, California 95814

Dear Mr. Kidney:

Pursuant to Section 3523.1 of the Elections Code as added by SB 1412 (Chapter 642, Statutes of 1980), I am hereby transmitting to you two (2) copies of the initiative entitled: **MARINE RESOURCES. INITIATIVE CONSTITUTIONAL AMENDMENT.** This initiative has qualified for the November 6, 1990 General Election.

Sincerely,

*March Fong Eu*

MARCH FONG EU  
Secretary of State

MFE/bl/cb

Enclosures



Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

ELECTIONS DIVISION  
(916) 445-0820

For Hearing and Speech Impaired  
Only:  
(800) 833-8683

June 19, 1990

The Honorable Doris Allen  
Post Office Box 2323  
Cypress, California 90630

Dear Assemblywoman Allen:

Pursuant to Section 3523 of the Elections Code, I hereby certify that on June 19, 1990, the certificates received from the County Clerks or Registrars of Voters by the Secretary of State established that the initiative, MARINE RESOURCES. INITIATIVE CONSTITUTIONAL AMENDMENT., has been signed by the requisite number of qualified electors needed to declare the petition sufficient. The MARINE RESOURCES. INITIATIVE CONSTITUTIONAL AMENDMENT. is, therefore, qualified for the November 6, 1990 General Election.

Sincerely,

*March Fong Eu*

MARCH FONG EU  
Secretary of State

MFE/bl/cb

*Cathy Mitchell*

# NEWS RELEASE

from: Secretary of State March Fong Eu  
1230 J Street, Sacramento, CA 95814

For Immediate Release  
June 19, 1990

Contact: Melissa Warren or  
Shirley Washington (916) 445-6375

THREE MORE INITIATIVES QUALIFY FOR NOVEMBER, REPORTS EU

SACRAMENTO — California Secretary of State March Fong Eu announced today (Jun. 19) that she has certified three initiative measures dealing with marine resources, drug enforcement and an alcohol surtax as qualified to appear on the Nov. 6 general election ballot.

Assemblywoman Doris Allen, R-Cypress, proponent of the measure titled "Marine Resources," submitted 1,003,752 signatures to county elections officials for verification. Random sample reports from 53 counties indicate that 667,438 signatures are valid, well in excess of the 595,485 needed to qualify.

The measure proposes to establish a Marine Protection Zone within the three miles of southern California coastal waters between Point Arguello and the border with Mexico and to make the use of gill nets or trammel nets in the zone subject to additional permits until 1993. Commencing Jan. 1, 1994, use of gill or trammel nets within the zone would be prohibited. Sportsfishermen would be required to purchase a \$3 marine protection stamp to fish in the zone, revenues from which would provide compensation to fishermen for loss of permits. In addition, the measure would require the Department of Fish and Game to establish four new ocean water ecological reserves for marine research.

Lieutenant Governor Leo McCarthy, proponent of "Drug Enforcement and Prevention. Taxes. Prison Terms," gathered 651,965 voter signatures in the effort to qualify the measure. Of those, at least 416,990 are considered valid, according to reports from 51 counties. The measure needed 372,178 to qualify.

(over)



If adopted, the measure increase the state sales and use taxes one-half cent for four years beginning July 1, 1991. Revenues would be deposited in the state treasury in the Safe Streets Fund, created by the measure, from which funds would be appropriated for anti-drug education (42%), anti-drug law enforcement (40%), prisons and jails (10%), and drug treatment (8%). It would also prohibit early release of persons convicted twice of murder; manslaughter; rape or other sexual assault; mayhem; sale, possession for sale, transportation, or manufacture of large amounts of drugs; selling drugs to minors on schoolgrounds or playgrounds; or using minors to sell or transport drugs.

"Alcohol Surtax Fund" is an initiative constitutional amendment and statute sponsored by Andrew McGuire of Sacramento who submitted 1,179,824 voter signatures to counties for verification. The random sample verification process requires at least 655,034 projected valid signatures to qualify the measure. Reports from 43 of them indicate that 675,540 signatures are deemed valid, more than enough to place the measure before voters.

The measure would impose a surtax of five cents per 12 ounces of beer, five ounces of wine, three ounces of fortified wine, one ounce of distilled spirits, and an additional per unit floor stock tax. Resulting revenues would be deposited in the newly-created Alcohol Surtax Fund in the State Treasury to be appropriated for alcohol and drug abuse prevention, treatment and recovery programs (24%); emergency medical care (25%); community mental health programs (15%); child abuse and domestic violence prevention training and victim services (15%); alcohol and drug-related law enforcement costs and other programs (21%). It specifies that such expenditures are to be supplemental and prohibits reduction of existing funding.

The certification of these three measures brings to eight the number of measures qualified for November.

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485 (copy)

# NEWS RELEASE

#485

from: Secretary of State March Fong Eu  
1230 J Street, Sacramento, CA 95814  
(916) 445-6375

For Immediate Release  
December 11, 1989

Contact: Melissa Warren

## MARINE RESOURCES INITIATIVE ENTERS CIRCULATION, REPORTS EU

SACRAMENTO — An initiative measure relating to the marine resources of southern California has been cleared to begin circulation, Secretary of State March Fong Eu announced today (Dec. 11).

Assemblywoman Doris Allen, R-Cypress, is spearheading the drive to qualify "Marine Resources," an initiative constitutional amendment. She must gather 595,485 signatures of registered voters and submit them to county elections officials by May 7 in order to place the measure before the voters at the Nov. 6, 1990 general election. She is, however, encouraged to submit signatures by Mar. 23 to allow sufficient time for the full signature verification process, if necessary, before the June 26 qualification deadline.

The measure proposes to establish a Marine Protection Zone within the three miles of southern California coastal waters between Point Arguello and the border with Mexico. Between Jan. 1, 1991 and Dec. 31 1993, the use of gill nets or trammel nets in the zone would be subject to an additional permit with fees ranging from \$250 in 1991 to \$1,000 in 1993. Commencing Jan. 1, 1994, use of gill or trammel nets within the zone would be prohibited. Sportsfishermen would be required to purchase a \$3 marine protection stamp with their licenses to fish in the zone. Revenues from permit fees and the sportfishing marine protection

(over)



EU — p. 2

stamp fee would provide compensation to fishermen for loss of permits after Jan. 1, 1994. In addition, the measure would require the Department of Fish and Game to establish four new ocean water ecological reserves for marine research.

Proponent Allen can be reached at (916) 445-6233.

A copy of the initiative, its circulation calendar and title and summary is attached.

###

8955MW

04/08/91	485	MARINE RESOURCES	RAW COUNT	RANDOM SAMPLE	VALID SIGS.	NOT SUFF.	DUP.	PROJECTED VALID	%
15:40:44	1.	ALAMEDA	20,690	1,034	820	214	0	16,408	79.3%
	2.	ALPINE	1	1	1	0	0	1	100.0%
REQUIRED:	3.	AMADOR							
372,178	4.	BUTTE	1,150	500	369	131	3	849	73.8%
	5.	CALAVERAS	321	321	228	93	2	228	71.0%
95%	6.	COLUSA	84	84	60	24	1	60	71.4%
353,569	7.	CONTRA COSTA	11,487	574	441	133	2	8,825	76.8%
	8.	DEL NORTE	126	126	87	39	1	87	69.0%
110%	9.	EL DORADO	965	500	411	89	0	793	82.2%
409,396	10.	FRESNO	32,697	1,634	1,270	364	2	25,413	77.7%
	11.	GLENN	48	48	38	10	2	38	79.2%
	12.	HUMBOLDT	3,935	500	399	101	3	3,140	79.8%
CURRENT STATUS:	13.	IMPERIAL	1,888	1,888	1,396	492	3	1,396	73.9%
	14.	INYO	87	87	69	18	0	69	79.3%
731,141	15.	KERN	7,303	500	395	105	0	5,769	79.0%
196.4%	16.	KINGS	1,906	500	408	92	0	1,555	81.6%
OF REQUIRED	17.	LAKE	182	182	153	29	0	153	84.1%
	18.	LASSEN	78	78	56	22	0	56	71.8%
72.84%	19.	LOS ANGELES	336,804	16,840	11,513	5,327	0	230,263	68.4%
OF RAW	20.	MADERA	2,238	500	400	100	1	1,790	80.0%
	21.	MARIN	2,312	500	385	115	2	1,780	77.0%
	22.	MARIPOSA	281	281	224	57	1	224	79.7%
	23.	MENDOCINO	421	421	351	70	2	351	83.4%
	24.	MERCED	4,930	500	339	161	2	3,343	67.8%
	25.	MODOC	12	12	11	1	0	11	91.7%
	26.	MONO	162	162	144	18	1	144	88.9%
	27.	MONTEREY	3,509	500	372	128	3	2,611	74.4%
	28.	NAPA	1,472	500	403	97	1	1,186	80.6%
	29.	NEVADA	744	500	387	113	7	576	77.4%
	30.	ORANGE	118,168	5,908	4,421	1,487	12	88,426	74.8%
	31.	PLACER	3,835	500	418	82	4	3,206	83.6%
	32.	PLUMAS	47	47	38	9	0	38	80.9%
	33.	RIVERSIDE	34,036	1,702	1,311	391	4	26,217	77.0%
	34.	SACRAMENTO	22,731	1,137	886	251	1	17,713	77.9%
	35.	SAN BENITO	130	130	97	33	0	97	74.6%
	36.	SAN BERNARDINO	42,574	2,128	1,532	596	9	30,650	72.0%
	37.	SAN DIEGO	164,643	8,232	5,863	2,369	24	117,262	71.2%
	38.	SAN FRANCISCO	17,853	896	699	197	1	13,928	78.0%
	39.	SAN JOAQUIN	15,722	786	567	219	1	11,341	72.1%
	40.	SAN LUIS OBISPO	6,262	500	394	106	0	4,934	78.8%
	41.	SAN MATEO	15,220	761	581	180	1	11,620	76.3%
	42.	SANTA BARBARA	14,249	712	538	174	3	10,767	75.6%
	43.	SANTA CLARA	24,623	1,231	935	296	0	18,702	76.0%
	44.	SANTA CRUZ	5,389	500	407	93	2	4,387	81.4%
	45.	SHASTA	2,812	500	396	104	0	2,227	79.2%
	46.	SIERRA	2	2	1	1	0	1	50.0%
	47.	SISKIYOU	293	293	244	49	0	244	83.3%
	48.	SOLANO	7,485	500	434	66	0	6,497	86.8%
	49.	SONOMA	15,279	764	652	112	0	13,039	85.3%
	50.	STANISLAUS	4,990	500	404	96	0	4,032	80.8%
	51.	SUTTER	961	500	388	112	4	746	77.6%
	52.	TEHAMA	581	581	491	90	4	491	84.5%
	53.	TRINITY	90	90	75	15	2	75	83.3%
	54.	TULARE	8,114	500	385	115	0	6,248	77.0%
	55.	TUOLUMNE	135	135	117	18	0	117	86.7%
	56.	VENTURA	39,651	1,983	1,476	507	6	29,513	74.4%
	57.	YOLO	1,529	500	366	134	0	1,119	73.2%
	58.	YUBA	515	500	372	128	0	383	74.4%
	TOTAL		1,003,752	61,791	45,618	16,173	117	731,141	

485 MARINE RESOURCES	FILED PET.	SOS REC'DRANDOM	CO TO MAIL	REC'D CERT	01/07/91
W/COUNTY	RAW CT	NOTICE	CERT TO SOS	FR. CO.	01:52:40
1. ALAMEDA	5/7	5/8	5/31	5/21	6/11
2. ALPINE	5/4	5/23	5/21	---	---
3. AMADOR	---	---	---	5/18	6/7
4. BUTTE	5/4	5/16	5/15	5/18	6/7
5. CALAVERAS	5/4	5/22	5/20	5/15	6/5
6. COLUSA	5/4	5/25	5/24	5/18	6/7
7. CONTRA COSTA	5/7	5/21	5/18	---	---
8. DEL NORTE	---	5/10	5/9	---	---
9. EL DORADO	5/8	5/24	5/23	---	---
10. FRESNO	5/7	5/14	6/11	5/18	6/7
11. GLENN	5/4	5/7	5/18	---	---
12. HUMBOLDT	5/18	5/10	5/24	5/18	6/7
13. IMPERIAL	---	5/14	5/9	6/1	6/22
14. INYO	5/4	5/23	5/22	5/21	6/11
15. KERN	5/4	5/10	6/27	5/21	6/11
16. KINGS	5/3	6/5	6/4	5/21	6/11
17. LAKE	5/4	5/10	5/23	5/21	6/11
18. LASSEN	5/4	5/23	5/18	5/18	6/7
19. LOS ANGELES	5/7	5/14	5/11	5/21	6/11
20. MADERA	5/3	5/3	5/24	5/18	6/7
21. MARIN	5/3	5/7	5/29	5/21	6/11
22. MARIPOSA	5/4	5/8	5/7	---	---
23. MENDOCINO	5/4	5/11	5/23	5/21	6/11
24. MERCED	5/7	5/25	5/24	---	---
25. MODOC	5/7	5/9	5/7	---	---
26. MONO	5/4	5/25	5/24	5/21	6/11
27. MONTEREY	---	5/24	5/23	---	---
28. NAPA	5/7	5/25	5/24	5/21	6/11
29. NEVADA	5/8	6/12	6/11	5/21	6/11
30. ORANGE	5/7	5/30	5/29	5/19	6/10
31. PLACER	5/4	5/11	5/10	5/18	6/7
32. PLUMAS	5/4	5/9	5/10	---	---
33. RIVERSIDE	5/7	5/21	6/11	---	---
34. SACRAMENTO	5/7	5/31	5/30	5/18	6/7
35. SAN BENITO	5/7	7/12	6/8	5/18	6/7
36. SAN BERNARDINO	5/7	5/15	5/14	5/21	6/11
37. SAN DIEGO	5/7	5/19	6/13	5/19	6/10
38. SAN FRANCISCO	5/7	6/19	6/18	5/21	6/11
39. SAN JOAQUIN	5/7	6/2	6/1	5/21	6/11
40. SAN LUIS OBISPO	5/10	5/14	5/31	5/21	6/11
41. SAN MATEO	5/7	6/1	5/31	5/18	6/7
42. SANTA BARBARA	5/7	5/15	6/12	---	---
43. SANTA CLARA	---	---	6/11	5/18	6/7
44. SANTA CRUZ	5/4	6/19	6/18	---	---
45. SHASTA	5/7	5/21	6/11	5/18	6/7
46. SIERRA	---	5/10	5/4	---	---
47. SISKIYOU	5/4	5/22	5/21	5/18	6/7
48. SOLANO	5/7	5/10	5/23	5/21	6/11
49. SONOMA	5/7	6/2	6/1	5/21	6/11
50. STANISLAUS	5/7	5/15	6/12	5/18	6/7
51. SUTTER	5/4	5/24	5/23	5/18	6/7
52. TEHAMA	5/4	6/4	5/30	5/18	6/7
53. TRINITY	5/4	5/23	5/10	5/18	6/7
54. TULARE	---	6/9	6/8	5/21	6/11
55. TUOLUMNE	5/4	5/8	5/7	---	---
56. VENTURA	5/7	6/1	5/31	5/21	6/11
57. YOLO	5/7	6/5	6/4	5/21	6/11
58. YUBA	5/8	5/9	5/22	5/18	6/7

REQUIRED:  
372,178

95%  
357,570  
110%  
409,396

CURRENT STATUS  
701,703  
188.5%  
OF REQUIRED  
69.9%  
OF RAW



12/24/90 485 MARINE RESOURCES	RAW COUNT	RANDOM SAMPLE	VALID SIGS.	NOT SUFF.	DUP.	PROJECTED VALID	%
15:33:59 1. ALAMEDA	20,690	1,034	820	214	0	16,408	79.3%
2. ALPINE	1	1	1	0	0	1	100.0%
REQUIRED: 3. AMADOR						0	ERR
372,178 4. BUTTE	1,150	500	369	131	3	840	73.0%
5. CALAVERAS	321	321	228	93	2		0.0%
95% 6. COLUSA	84	84	60	24	1	60	71.4%
357,570 7. CONTRA COSTA	11,487	574	441	133	2	8,064	70.2%
8. DEL NORTE	126	126	87	39	1	87	69.0%
110% 9. EL DORADO	965	500	411	89	0	793	82.2%
409,396 10. FRESNO	32,697	1,634	1,270	364	2	24,652	75.4%
11. GLENN	48	48	38	10	2	38	79.2%
12. HUMBOLDT	3,935	500	399	101	3	2,978	75.7%
CURRENT STATUS 13. IMPERIAL	1,888	1,888	1,396	492	3	1,069	56.6%
14. INYO	87	87	69	18	0	67	77.0%
701,703 15. KERN	7,303	500	395	105	0	5,769	79.0%
188.5% 16. KINGS	1,906	500	408	92	0	1,555	81.6%
OF REQUIRED 17. LAKE	182	182	153	29	0	153	84.1%
69.9% 18. LASSEN	78	78	56	22	0	56	71.8%
OF RAW 19. LOS ANGELES	336,804	16,840	11,513	5,327	0	230,263	68.4%
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21. MARIN	2,312	500	385	115	2	385	16.7%
22. MARIPOSA	281	281	224	57	1	224	79.7%
23. MENDOCINO	421	421	351	70	2	351	83.4%
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27. MONTEREY	3,509	500	372	128	3	2,484	70.8%
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56. VENTURA	39,651	1,983	1,476	507	6	27,234	68.7%
57. YOLO	1,529	500	366	134	0		0.0%
58. YUBA	515	500	372	128	0	372	72.2%
TOTAL	1,003,752					701,703	